IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

-

WRIT PETITION NO : 18939 of 2004

Between:

R. Bhaskara Reddy,

S/o Narayana Reddy,
Sri Padmavathi Women's Polytechnic,

Tirupati,

Chittoor District.

..... PETITIONER

AND

The Executive Officer,

Tirumala Tirupathi Devasthanams,
Tirupati,

Chittoor District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction particularly one in the nature of writ of mandamus directing the respondent-Executive Officer, Tirumala Tirupati Devasthanam, Tirupati to implement and pay the petitioner the Special Grade Scale in the post of Lecturer on completion of ten years of service and also the Special Temporary promotion post scale on completion of 16 years of service as the Executive Officer had already sanctioned the same and the Commissioner of Technical Education has given his concurrence for granting him vide his Lr.No. E1/12855/2003 dated 17-12-2003, forthwith.

Counsel for the Petitioner: Mr. M.PANDURANGA RAO

Counsel for the Respondent: Mr. A.RAMALINGESWAR RAO

The Court at the stage of admission made the following ORDER:

The petitioner is working as a Lecturer in Commercial and Computer Practice and is also an in-charge Head of Department in Sri Padmavathi Women's Polytechnic College, Tirupati under administrative control of the respondent. The petitioner contends that he was appointed temporarily as a Lecturer on 4-10-1982 and he was given a regular scale of pay. When the post of the Lecturer was abolished, he was sent on deputation to Accounts Section in Tirumala Tirupati Devasthanams Administrative Building on the same scale of pay. Thereafter, he was further deputed to Sri Padmavathi Women's Polytechnic College, Tirupati as a Lecturer to handle Commercial courses in Intermediate classes. He was continued without any break and ultimately, absorbed as a Lecturer in Computer and Commercial practice. The petitioner further contends that he is entitled to get Special Grade Scale as a Lecturer after completion of ten years of service and also Special Temporary Promotion post scale on completion of sixteen years of service by virtue of the proceedings of the respondent dated 17-12-2003. The petitioner further contends that the Principal of the Polytechnic college addressed a letter to the respondent on 12-5-2003 for giving the scales of Special Grade post and Special Adhoc Promotion post. The Commissioner of Technical Education also addressed a letter to the respondent on 17-12-2003 according permission for giving Special Grade post scale and special Adhoc promotion scale to the petitioner. But the respondent, so far did not pass any orders extending the scales of pay to the petitioner. Therefore, the petitioner approached this Court seeking a direction to the respondent to implement the Special Grade post scale and Special Temporary Promotion post scale on completion of ten years and sixteen years of service respectively.

In the light of the submissions made by the petitioner and in the light of the proceedings dated 17-12-2003 issued by the Commissioner of Technical Education, the respondent is directed to examine the case of the petitioner, in detail and extend the benefit of the promotion scales in pursuance of the permission accorded by the

Commissioner for Technical Education on 17-12-2003, unless the respondent finds the petitioner otherwise not entitled to get those scales and pass appropriate orders within a period of two months from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of.

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(Dr.G.YETHIRAJULU,J)

13th October, 2004.

Note : Furnish C.C. in two days.

B/o

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To

1. The Executive Officer,

Tirumala Tirupathi Devasthanams,
Tirupati,

Chittoor District.

2. Two CD copies